

**GOVERNMENT OF ANDHRA PRADESH  
ABSTRACT**

Public Services - Disciplinary proceedings initiated against Sri Mohd. Abdul Nabhi, the then Regional Deputy Director of Town Planning (RDDTP), Guntur on the allegations of misuse of powers and corruption - Enquiry conducted - Dropped the Punishment of 7% Cut in monthly pension permanently imposed - Orders - Issued.

=====

**MUNICIPAL ADMINISTRATION & URBAN DEVELOPMENT (E1) DEPARTMENT**

G.O.Rt.No.1508

Date:19-10-2013  
Read the following:

1. Appraisal cum Alert Note No.6, dt.22.3.2001 of G.A.(V&E) Department
2. Charge Memo No.1411/2001/M1 of DTCP dt.17.5.2001.
3. Govt. Memo.No.1579/E1/2005, dt.19-6-2002.
4. From the Regional Director cum Appellate Commr., M.A, Guntur  
Lr.No.1108/2002/A1 dt.18.12.2002.
5. G.O.Rt.No.187 MA&UD (E1) Dept, dt.20.5.2004.
6. Orders dt. 23.3.2006 of Hon'ble APAT in O.A.No.185/2005 filed  
by Sri Mohd Abdul Nabi, RDDTP (Retd).
7. Govt Memo.No.1579/E1/2005-12, MA&UD (E1) Dept dt.6.11.2006
8. Govt. Memo.No.1579/E1/2005, MA&UD (E1) Dept, dt.22.9.2009.
9. Orders dt.25.9.2012 of Hon'ble APAT in O.A.No.857/2010 filed by Sri  
Mohd Abdul Nabi, RDDTP (Retd).
10. Orders dt.13.8.2013 of the APAT in C.A.No.290/2013 in O.A.No.857/  
2011, filed by Mohd. Abdul Nabi, RDDTP(Retd.)
11. Orders dt.11.9.2013 of Hon'ble High Court of A.P. in W.P.NO.26391/2013,  
filed by Government.

\*\*\*

**ORDER**

The General Administration (V&E) Department in the reference 1<sup>st</sup> read above alleged that Sri Mohd. Abdul Nabhi, the then RDDTP., (Retd) Guntur have abused his powers and accorded permission for establishing industrial units with over and above 100 HPEM (HTP).

2. Based on the report of the General Administration (V&E) Department, disciplinary proceedings have been instituted against Sri Mohd. Abdul Nabhi, the then RDDTP., (Retd) Guntur and charges issued in the reference 2<sup>nd</sup> read above.

3. Government have appointed an enquiry officer in the reference 3<sup>rd</sup> read above to enquire in the matter and the Enquiry Officer has submitted his report in the reference 4<sup>th</sup> read above and held that out of four charges two charges are held proved and one charge is not held proved and in respect of remaining charge have stated that it is very difficult to come to conclusion, as there is no material facts and evidence to prove the charge.

4. Based on the report of the enquiry officer, Government have issued orders imposing punishment of 7% cut in monthly pension permanently against Sri Mohd. Abdul Nabi, RDDTP, (Retd) vide G.O. 5<sup>th</sup> read above, duly following the procedure.

5. Aggrieved to the above orders Sri Mohd. Abdul Nabi, RDDTP (Retd) has approached Hon'ble Tribunal and the Tribunal passed orders in the reference 6<sup>th</sup> read above. Incompliance of the Tribunal orders, vide reference 7<sup>th</sup> read above, Government have issued revised Show Cause Notice to the Charged Officer for his explanation. Government after examination of the explanation submitted by the charged officer have rejected his request for dropping the penalty vide reference 8<sup>th</sup> read above, since he had not put forth any new grounds in his explanation and the Director Town & Country Planning, A.P. Hyderabad, was requested to take necessary action, accordingly.

(P.T.O.)

6. Aggrieved to the above orders, Sri Mohd Abdul Nabhi, RDDTP (Retd) has filed another O.A.No.857/2010 in Hon'ble APAT., for releasing the Gratuity, General Provident Fund (GPF) and Government insurance etc. The Hon'ble Tribunal allowed the O.A. vide orders dt.25.09.2012 has disposed off the case as follows:

*"Therefore, I am inclined to set aside the order covered by Memo No.1579/E1/2005 dt.22-09-2009 and the O.A. is allowed by setting aside the impugned proceedings covered by Memo No.1579/E1/2009 dt.22.09.2009 by directing the respondent to pay the eligible pension to the applicant without deducting any amount as penalty along with all terminal benefits. The respondents are directed to release the pensionary benefits in favour of the applicant if he has already submitted the requisite documents are required by the respondents. No order as to costs".*

7. In the mean while Sri Mohd Abdul Nabhi, RDDTP (Retd) has also filed the contempt case in C.A.No.290/13 in O.A.No.857/2010 and the Hon'ble Tribunal have directed the respondents to appear in person before the Hon'ble Tribunal on 12.9.2013 in the orders 10<sup>th</sup> read above.

8. Government have filed an appeal in the Hon'ble High Court of A.P. vide W.P.No.26391/2013, against the above said orders dated 25-09-2012 of the A.P. Administrative Tribunal. The Hon'ble High Court have dismissed the W.P. vide reference 11<sup>th</sup> read above.

9. Government after examination of the matter in consultation with the advisory bodies and in compliance with the orders dt.25-09-2010 of the Hon'ble APAT in O.A.No.857/2010, hereby drop the punishment of 7% cut in monthly pension permanently imposed against Sri Mohd. Abdul Nabi, RDDTP (Retd) in the references 5<sup>th</sup> and 8<sup>th</sup> read above.

10. The Director of Town & Country Planning, Hyderabad shall take further necessary action accordingly, for release of entire eligible pension to Sri Mohd. Abdul Nabi, RDDTP (Retd), without deducting any amount as penalty.

**(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)**

**B.SAM BOB  
PRINCIPAL SECRETARY TO GOVERNMENT (I/C)**

To  
Sri Mohd. Abdul Nabi, Regional Deputy Director of Town Planning (Retd) -  
through Director Town & Country Planning, A.P. Hyderabad,  
The Director of Town & Country Planning, A.P., Hyderabad.

**Copy to:**

The Secretary to A.P. Vigilance Commission, Hyderabad.  
The Government Pleader for MA&UD, APAT, Hyderabad  
O.S.D to Hon'ble Minister (MA).  
P.S. to Principal Secretary to Government (UD)  
SF/SC.

**//FORWARDED : BY ORDER//**

**SECTION OFFICER**